

**Maine Revised Statutes**  
**Title 18-A: PROBATE CODE**  
**Article :**

**§5-809. IMMUNITIES**

(a). A health-care provider or institution acting in good faith and in accordance with generally accepted health-care standards applicable to the health-care provider or institution is not subject to civil or criminal liability or to discipline for unprofessional conduct for:

- (1). Complying with a health-care decision of a person apparently having authority and capacity to make a health-care decision for a patient, including a decision to withhold or withdraw health care; [ 1995 , c. 378 , Pt. A , §1 (NEW) . ]
- (2). Declining to comply with a health-care decision of a person based on a belief that the person then lacked authority or capacity, or that the decision otherwise does not comply with this Act; [ 1995 , c. 378 , Pt. A , §1 (NEW) . ]
- (3). Complying with an advance health-care directive and assuming that the directive was valid when made and has not been revoked or terminated; or [ 1995 , c. 378 , Pt. A , §1 (NEW) . ]
- (4). Seeking judicial relief from a court of competent jurisdiction. [ 1995 , c. 378 , Pt. A , §1 (NEW) . ]

[ 1995 , c. 378 , Pt. A , §1 (NEW) . ]

(b). An individual acting as agent, guardian or surrogate under this Part is not subject to civil or criminal liability or to discipline for unprofessional conduct for health-care decisions made in good faith.

[ 1995 , c. 378 , Pt. A , §1 (NEW) . ]

**SECTION HISTORY**

1995 , c. 378 , §A1 (NEW) .

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